

WAGNER BLECHER LLP  
123 Westridge Drive  
Watsonville, CA 95076  
(408) 377-0500

PATENT APPLICATION

ATTORNEY DOCKET NO. MOMI-015

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Hank RISAN et al.

Confirmation No.: 3341

Application No.: 10/771,809

Examiner: Randal D. Moran

Filing Date: 02/03/2004

Group Art Unit: 2435

Title: METHOD AND SYSTEM FOR SELECTIVELY CONTROLLING ACCESS TO PROTECTED MEDIA ON A MEDIA STORAGE DEVICE

Commissioner For Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner date, 03/04/2009, rejecting the following claims 1-44. The fee for this Notice of Appeal is (37 CFR 1.17(B)) \$540.00.

**(complete (a) or (b) as applicable )**

The proceedings herein are for a patent application and the provisions of 37 CFR 1.13 6(a) apply.

☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (FEES: 37 CFR 1.17 (a)-(d) for the total number of months checked below:

☐ 1st Month  
\$130

☐ 2nd Month  
\$490

☐ 3rd Month  
\$1110

☐ 4th Month  
\$1730

☐ The extension fee has already been filed in this application

☐ Enclosed please find a Pre-Appeal Brief Request for Review

☒ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge Dep. Acct. 50-4157 sum of 540. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 50-4157 pursuant to 37 CRF 1.25. Additionally please charge any fees to Deposit Account 50-4157 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

☐ I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:  
Commissioner for Patents, Alexandria, VA 22313-1450  
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☐ I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number (571)273-8300 or via Electronic Filing.  
Date of facsimile/transmission: 05/01/2009  
Typed Name: Brenda Dinapoli  
Signature: /Brenda Dinapoli/

Respectfully submitted,  
Hank RISAN et al.

By /John P. Wagner, Jr./

John P. Wagner, Jr.

Attorney/Agent for Applicant(s)

Reg No. : 35,398

Date : 05/01/2009

Telephone : 408-377-0500